



Docket No. 1293.1197

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Byung-in MA et al.

Serial No. 09/815,345

Group Art Unit: 2656

Confirmation No. 4409

Filed: March 23, 2001

Examiner: Gautam Patel

For: APPARATUS FOR GENERATING SEEK DIRECTION DETECTING SIGNAL USING
TRACK ERROR AND TRACK CROSS SIGNALS FOR AN OPTICAL PICKUP

**SECOND LETTER TO THE EXAMINER REGARDING STATUS OF FILED AMENDMENT
UNDER 37 CFR 1.312 TO CORRECT EXAMINER'S ULTRA VIRES AMENDMENT**

Mail Stop Issue Fee
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Further to the Notice of Allowance mailed December 15, 2005 and the Letter to the Examiner filed February 14, 2006, applicants filed an Amendment Under 37 CFR 1.312 on January 11, 2006 in order to correct an amendment made by the Examiner without authorization and which was not required under United States Patent and Trademark Office rules and regulations.

Specifically, the Amendment reintroduced depending claims 6, 7, 10, 11, 15, and 19-36, which were cancelled by the Examiner without authorization in the Notice of Allowance. As such, it is respectfully submitted that the reintroduction of the cancelled claims as new depending claims 43-65 does not involve a reopening of prosecution, and approval and entry in an amendment under 37 CFR 1.312 is again requested. MPEP 714.16.

Respectfully submitted,

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